

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION  
NO: 5:11-CV-00694-BR

This matter is before the court on plaintiffs' various motions filed since the court dismissed this case because the complaint fails to state a claim upon which relief may be granted. (DE ## 43, 45, 56.) Plaintiff Randy L. Thomas appealed the order dismissing the case, and the Fourth Circuit Court of Appeals recently dismissed the appeal for failure to prosecute. (DE # 57.) Plaintiffs' motions are DENIED as moot.

This 9 July 2013.

Paul B. Smith

W. Earl Britt  
Senior U.S. District Judge